



Dr

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Serial No.: 10/782,794

Confirmation No.: 6789

In re Application of

Mark Roland BOEDER

Group Art Unit: 1661

Filed: February 23, 2004

Examiner: Anne Marie Grünberg

For: CHRYSANTHEMUM PLANT NAMED 'CETWOTONE PINK'

REQUEST FOR RECONSIDERATION

Commissioner of Patents
Customer Window
Randolph Building
401 Dulany Street
Alexandria, VA 22314

Sir:

Applicant requests reconsideration of the rejection in the Office Action mailed August 25, 2005, in light of the following remarks.

Claim 1 stands rejected under 35 USC 102 as anticipated by PBR publication QZ PBR 011850, published more than a year prior to the instant application, in view of applicant's admission that the plant was first sold in the Netherlands in August 2002. The Examiner has developed a lengthy rationale in support of the rejection, appearing at pages 2 to 5 of the Office Action. Central to the rejection is the Examiner's assertion in the paragraph bridging pages 3 and 4 that a person of ordinary skill could have contacted the breeder at the address listed on the publication and